

MINUTES  
FOR THE MEETING OF THE  
COMMISSION ON WATER RESOURCE MANAGEMENT

DATE: July 31, 2000  
TIME: 9:00 am  
PLACE: DLNR Board Room  
Kalanimoku Bldg.

Chairperson Timothy E. Johns called the meeting of the Commission on Water Resource Management to order at 9:15 a.m.

The following were in attendance:

**MEMBERS:** Mr. Timothy Johns, Dr. Bruce Anderson, Mr. Robert Girald,  
Mr. Brian Nishida, Mr. Herbert Richards, Jr.

**STAFF:** Ms. Linnel Nishioka, Mr. Roy Hardy, Mr. Ed Sakoda, Mr. Dean  
Nakano, Mr. Glenn Bauer, Mr. Neal Fujii, Mr. David Higa, Ms.  
Faith Ching

**COUNSEL:** Dawn Chang

**OTHERS:** John Reppun, Charles Reppun, Manabu Tagomori, Rebecca Alakai,  
Felix Limtiaco, Bob Nakata, Paul Reppun, Kapua Sproat

All written testimonies submitted at the meeting are filed in the Commission office and are available for review by interested parties. The items were not taken in the order posted on the agenda.

**1. Minutes of the June 21, 2000 meeting**

MOTION: (RICHARDS/NISHIDA)  
To approve the minutes.  
UNANIMOUSLY APPROVED.

**2. Old Business/Announcements by Deputy Director Linnel Nishioka**

Public workshops on the Hawaii Drought Plan will be held throughout the State;  
August 7 – Waimea, August 8 – Kauai, August 9 – Maui, August 10 – Molokai and  
August 11 – Oahu.

Senator Akaka's bill passed through the Senate. It is currently in the House. A new development occurred where the House draft has put in monies for the beginnings of an agricultural water use and development plan. An amount of \$300,000 was

allotted to study all of the existing agricultural infrastructure and water demands. This money would have to be matched by the State (1:1).

The August 23 Commission meeting will be held in Hamakua, Tex Drive In. A request for an extension for the Lower Hamakua Ditch was received from the Dept. of Agriculture. A site visit will be conducted on August 22 to Waipio Valley.

The Commission staff is in the process of working on the USGS contract. A series of meetings has been initiated with the County water managers and USGS. The meetings have been productive in reviewing the contract. An amended contract should be forthcoming by September.

Chairperson Johns added that the Board of Agriculture was also briefed on the Hawaii Drought Plan.

**5. Reppun, Friola, Hoe, et. al., After-the-Fact Application for a Stream Channel Alteration Permit (SCAP-OA-248), Ford at Waianu Stream, Waiahole, Oahu (TMK 4-8-12:21)**

Deputy Director Linnel Nishioka stated that a request by the applicant to withdraw their request for extension was received. A copy of the letter was distributed to the Commission prior to the meeting.

Chairperson Johns made note for the record that the letter from the Windward Oahu Soil and Water Conservation District informs the Commission that the District voted to support the ongoing efforts of the Reppuns and other Waiahole farmers to secure all necessary approvals on an alternative access road.

The Reppuns stated to Deputy Director Nishioka that they would be able to meet the August 17, 2000 deadline to remove the ford.

Mr. John Reppun came forth for the record for Reppun, Friola, Hoe, et. al. and stated that they do want to withdraw the request for extension.

Chairperson Johns asked whether the Commission needed to take any action on the staff submittal.

Deputy Director Nishioka stated that since the Reppuns et. al. were withdrawing their original request, no further action by the Commission was needed.

**4. Earthjustice Legal Defense Fund, Inc., Waiahole-Waikane Community Association, Hakipu'u Ohana, Ka Lahui Hawaii, Kahalu'u Neighborhood Board No. 29, Makawai Stream Restoration Alliance, and Kamehameha Schools Status Report on Waiawa Water Use Permit Application**

Manabu Tagomori, Water Resource Manager of Kamehameha Schools and Mr. Charlie Reppun of Waiahole-Waikane Community Association submitted a written report. Mr. Tagomori also summarized from the report.

On June 26 Gentry Homes met with the parties and presented their entire master plan for the Waiawa project. In this plan, a drainage, potable water, nonpotable and wastewater systems were detailed. Wastewater was the interest of the group. Gentry Homes indicated that they are working with the City's master plan. Their current plan to dispose of the wastewater will link into the City's Honouliuli Wastewater Treatment Plant.

On July 6 a meeting was held in the windward area focusing on the windward streams. A briefing on the impact of estuaries and fisheries, instream flows were presented. Mr. Tagomori stated that they witnessed the flow variations and how a temperature difference varies with the flow.

On July 17, the City's Wastewater and Design and Construction sections presented a briefing on their Oahu and Central Oahu master plans relating to wastewater. It was noted that Gentry's project is in compliance with the City's master plan. Councilman Steve Holmes participated in this meeting and talked about the City's community facilities district programs.

In summary, Mr. Tagomori stated that the parties are still gathering information and learning various programs of the different agencies. The group, Kamehameha Schools and Waiahole-Waikane Community Association have fostered better understanding of the issues because of these meetings.

Mr. Charlie Reppun added that Mike Street of US Filter did have a meeting with Guy Gilliland of Kamehameha Schools and was given all pertinent information on the Gentry project. Mr. Street is doing an analysis and will be meeting on August 14 to present a report on his analysis. The goal is to focus on treating the wastewater on site. Another factor is the cost or financing mechanism. At the last meeting on July 17, 2000, Commission staff Ed Sakoda participated in the meeting. It was very beneficial to have a Commission staff attend.

Commissioner Richards stated that he is pleased and complimented the two parties for working together towards a common goal.

**6. A&B Properties, Inc., Application for a Stream Channel Alteration Permit (SCAP-KA-313), Hanapepe Stream Mouth Dredging, Hanapepe, Kauai (TMK 1-9-07:01)**

PRESENTATION OF SUBMITTAL: Mr. Edwin Sakoda

AMENDED RECOMMENDATIONS:

That the Commission:

- a. Approve a stream channel alteration permit for the clearing of Hanapepe Stream mouth (TMK 1-9-07:01), subject to our standard conditions for stream channel alteration permits in Exhibit 4.
- b. Permit this stream channel alteration permit to continue without an expiration date. The permit would remain in effect until the permit is revoked or is amended by the Commission. Special conditions may include, but are not limited to, conditions relating to the need for Best Management Practices Plans to minimize water pollution and the need for archaeological resource monitoring. Because this permit has no expiration date, the conditions of this permit may be terminated, modified, altered or supplemented by the Chairperson as conditions on the ground or circumstances warrant.

Commissioner Richards suggested to add “terminated” (underscored) to recommendation b.

MOTION: (RICHARDS/GIRALD)

To approve the submittal as amended.

UNANIMOUSLY APPROVED AS AMENDED.

**7. University of Hawaii, Department of Animal Sciences, APPLICATION FOR A WATER USE PERMIT (WUP No. 528), Waialeale Well (Well No. 4101-10), TMK 5-8-01:7, Existing/New Agriculture (Dairy and Piggery) Use for 0.026 mgd, Kawaihoa Ground Water Management Area, Oahu**

PRESENTATION OF SUBMITTAL: Ms. Lenore Nakama

RECOMMENDATIONS:

Staff recommends that the Commission defer action on this application pending a legal opinion on the late filing for this existing use.

MOTION: (RICHARDS/GIRALD)

To approve the submittal.

UNANIMOUSLY APPROVED.

**3. Drought Briefing by Dean Nakano**

Commission staff Dean Nakano covered background information and gave overview of the current drought situation in a powerpoint presentation. See attachment. He also talked about the goals and objectives of the Hawaii Drought Plan and the organizational structure that proposed the plan. Priority implementing actions that was identified by each of the task forces was discussed. He presented the Plan schedule and ended with conclusion and recommendations.

He made note that this Plan was done on an adhoc basis through the volunteer efforts of Federal, State, and County personnel. There was no funding provided to this Plan. This Plan was put together in less than 60 days.

Commissioner Richards suggested that staff look into evaluation of the location of monitoring areas and set conditions for these areas.

Deputy Director Nishioka stated that a drought coordinator position would be created in consultation with the Governor's office. Since the Commission is the water regulatory agency for the State, that position should be with the Commission. The process for funding will start this fiscal year or at the latest next biennium, July 2001.

This meeting was adjourned at 10:10 a.m.

Respectfully submitted,

FAITH F. CHING  
Secretary

APPROVED AS SUBMITTED:

LINNEL T. NISHIOKA  
Deputy Director

Attachment